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Total # 9 of Pages (including this page)

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From : Lynda K. Peyton
National IP Accounting Coordinator
Email Address : lpeyton@foley.com
Sender's Direct Dial : 202.672.5398
Date : 12/04/2009
Our Docket No. : 029573-0701
Patent Appln. No. : 10/613476

MESSAGE:

Please find attached documentation as back up to show that we filed a Request for Refund and as of today, that refund has not been submitted, nor have we received any acknowledgement on this filing. Please review your records and forward the refund so I may balance this matter. If you have any questions, please feel free to contact me at 202-672-5398.

Sincerely, Lynda Peyton

National IP Accounting Coordinator

Foley and Lardner LLP

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Cover Page 1 of 1

Atty. Dkt. No. 029573-0701

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert Boesel, et al.
Title: MULTI-MODE METHOD AND
APPARATUS FOR
PERFORMING DIGITAL
MODULATION AND
DEMODULATION
Appl. No.: 10/613,476
Filing Date: 7/2/2003
Examiner: Smith, Creighton II.
Art Unit: 2614
Confirmation 9528
Number:

*Copy of
Doc's filed*

REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby requests a refund of \$720.00 for fee deficiencies that were charged by the USPTO to Deposit Account No. 19-0741 in the above-identified application. On September 2, 2008, the Applicant filed a Notification of Loss of Entitlement to Small Entity Status and Payment of Fees Deficient. The fee deficiency was double-charged, paid by VISA credit card ~~XXXXXXXXXX~~ 3671 and USPTO Deposit Account No. 19-0741. Attached is a copy of the Monthly Statement for our Deposit Account showing the double charge.

Therefore, Applicant respectfully requests that a credit of \$720.00 be made to Deposit Account No. 19-0741.

Atty. Dkt. No. 029573-0701

In view of the foregoing, it is believed that no fee is required for filing this petition, but should a fee be required, the PTO is authorized to charge an appropriate fee for the filing of this petition to Deposit Account No. 19-0741.

Respectfully submitted,

Date _____

By _____

FOLEY & LARDNER LLP
Customer Number: 30542
Telephone: (858) 847-6735
Facsimile: (858) 792-6773

G. Peter Albert Jr.
Attorney for Applicant
Registration No. 37,268



United States Patent and Trademark Office

Date Printed: 11-25-2009 14:19:05 EST

Transaction list for user: Cynthia Leonard

Type	Transaction Status	Date Posted	Name/Number	Attorney Docket Number	Charges/Credits (-)	Account
Sale	Active	09/09/2008	10613476	029573-0701	\$720.00	DA# 190741

(*) Indicates that a single payment paid for multiple items or multiple payments paid for a single item.
 Note: Adjustments indicate that a sale was reversed, not that payments were refunded.

Deposit Account
 charge of \$720. on 9/9/08



United States Patent and Trademark Office

Date Printed: 11-25-2009 14:21:09 EST

Transaction list for user: Cynthia Leonard

Type	Transaction Status	Date Posted	Name/Number	Attorney Docket Number	Charges/Credits (-)	Account
Sale	Active	06/06/2008	10613476	029573-0701	5180.00	CC#3671
Sale	Active	09/03/2008	10613476	029573-0701	\$720.00	CC#3671

(*) Indicates that a single payment paid for multiple items or multiple payments paid for a single item.
 Note: Adjustments indicate that a sale was reversed, not that payments were refunded.

#720.00 paid by
credit card on 9/3/09

IFW

2008 SEP -8 PM 5:12

Atty. Dkt. No. 029573-0701

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert Boesel, et al.

Title: MULTI-MODE METHOD AND
APPARATUS FOR
PERFORMING DIGITAL
MODULATION AND
DEMODULATION

RECEIVED

SEP 11 2008

OFFICE OF PETITIONS

Appl. No.: 10/613,476

Filing Date: 7/2/2003

Examiner: Smith, Creighton H.

Art Unit: 2614

Confirmation 9528
Number:**NOTIFICATION OF LOSS OF ENTITLEMENT TO
SMALL ENTITY STATUS AND PAYMENT OF FEES DEFICIENT**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.28(d), Applicant hereby states that small entity status in the above-identified application is no longer appropriate under 37 C.F.R. 1.27(g)(2).

Accordingly, the following itemization under 37 C.F.R. 1.28 (c)(2)(ii) and included deficiency payment of \$720.00 is provided herewith in compliance with 37 C.F.R. 1.28 (c)(1) and 37 C.F.R. 1.28 (c)(2). Fees paid presently and henceforth will be paid based on large entity status.

09/09/2008 DALLEN 00000013 190741 10613476

01 FC:1461 720.00 DA

Adjustment date: 09/09/2009 SDIRETA1
09/09/2008 DALLEN 00000013 190741 10613476
01 FC:1461 720.00 CR

Atty. Dkt. No. 029573-0701

Type of Fee:	Date Paid:	Amount Paid:	Deficiency Owed:
Issue Fee	June 19, 2008	\$720	\$720

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

Date September 2, 2008By /Sanjeev K. Dhand/

FOLEY & LARDNER LLP
Customer Number: 30542
Telephone: (858) 847-6735
Facsimile: (858) 792-6773

Sanjeev K. Dhand
Attorney for Applicant
Registration No. 51,182

DLMR_547345.1

Electronic Acknowledgement Receipt	
EFS ID:	4678854
Application Number:	10613476
International Application Number:	
Confirmation Number:	9528
Title of Invention:	MULTI-MODE METHOD AND APPARATUS FOR PERFORMING DIGITAL MODULATION AND DEMODULATION
First Named Inventor/Applicant Name:	Robert W. Boesel
Customer Number:	27433
Filer:	Glenn Peter Albert Jr./Ann Kopels
Filer Authorized By:	Glenn Peter Albert Jr.
Attorney Docket Number:	029573-0701
Receipt Date:	26-JAN-2009
Filing Date:	02-JUL-2003
Time Stamp:	18:58:05
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment		no			
File Listing:					
Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /zip	Pages (if appl.)
1	Refund Request	REQ_REFUND.pdf	206959 00010000 97709077624012236874 811145- 6004	no	3
Warnings:					
Information:					

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This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EU/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

Electronic Patent Application Fee Transmittal

Application Number:

10613476

Filing Date:

02-Jul-2003

Title of Invention:

MULTI-MODE METHOD AND APPARATUS FOR PERFORMING DIGITAL
MODULATION AND DEMODULATION

First Named Inventor/Applicant Name:

Robert W. Boesel

Filer:

Sanjeev K. Dhand/Jessica Harvey

Attorney Docket Number:

029573-0701

Filed as Large Entity

Utility under 35 USC 111(a) Filing Fees

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Initial appl. for interim extension	1458	1	420	420
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Publ. Fee- early, voluntary, or normal	1504	1	300	300

Adjustment
09/03/2008
01 FC:1458
02 FC:1504

date: 12/17/2009 SDIRETA1
INTEFSW 00004451 10613476
-420.00 DP
-300.00 DP

12/17/2009 SDIRETA1 00000004 10613476

01 FC:1451 720.00 DP

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Extension-of-Time:				
Miscellaneous:				
Total in USD (\$)				720